14/02 First Fills

IN RE: PETITION FOR ADMIN. VARIANCE

E/S Wentworth Road, 46' Scenterline of Forrest Road 9th Election District 6th Councilmanic District (1821 Wentworth Road)

Julia T. & Tee Cee Hamilton Petitioners

- BEFORE THE
- * DEPUTY ZONING COMMISSIONER
- * OF BALTIMORE COUNTY
- * CASE NO. 02-284-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before this Deputy Zoning Commissioner as a Petition for Administrative Variance filed by the legal owners of the subject property, Julia T. & Tee Cee Hamilton. The variance request is for property located at 1821 Wentworth Road in Baltimore County. The variance request is from Section 1B01.2.3.B of the Baltimore County Zoning Regulations (B.C.Z.R.), to permit a rear yard setback of 10 ft. in lieu of the required 20 ft. for an addition. The subject property and requested relief are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition for Variance.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Deputy Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 4th day of February, 2002, that a variance from Section 1B01.2.3.B of the Baltimore County Zoning Regulations, to permit a rear yard setback of 10 ft. in lieu of the required 20 ft. for an addition, be and is hereby GRANTED, subject, however, to the following restriction which is a condition precedent to the relief granted herein:

1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

TIMOTHY M. KOTROCO

DEPUTY ZONING COMMISSIONER

FOR BALTIMORE COUNTY

TMK:raj





Suite 405, County Courts Bldg. 401 Bosley Avenue Towson, Maryland 21204 410-887-4386

Fax: 410-887-3468

February 4, 2002

Mr. & Mrs. Tee Cee Hamilton 1821 Wentworth Road Baltimore, Maryland 21234

Re: Petition for Administrative Variance

Case No. 02-284-A

Property: 1821 Wentworth Road

Dear Mr. & Mrs. Hamilton:

Enclosed please find the decision rendered in the above-captioned case. The Petition for Administrative Special Hearing has been granted in accordance with the enclosed Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days from the date of the Order to the Department of Permits and Development Management. If you require additional information concerning filing an appeal, please feel free to contact our appeals clerk at 410-887-3391.

Very truly yours,

Timothy M. Kotroco

Deputy Zoning Commissioner

withy Kolooco

TMK:raj Enclosure

c: DiFatta Builders 8829 Avondale Road Baltimore, MD 21234



REV 10/25/01

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

Estimated Posting Date //20/02

MARYLAND			.0 1 :/ 57.0
	for	the property	located at 1821 Wentworth 18d.
			which is presently zoned $P.R5.5$
made a part nereor, ne	reby pennon ior a	variance from Sec	
yark setbac	de of iv	ft. in	11302.3.13 to permit a rear lieu of the required 20ft.
or this petition form. Property is to be posted	d and advertised as	s prescribed by the	law of Baltimore County, for the reasons indicated on the back expenses zoning regulations.
i, or we, agree to bay exb	ienses of ahove Vari	iance advertising n	osting, etc. and further agree to and are to be bounded by the zoning to the zoning law for Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser	/Lessee:		Legal Owner(s):
Name - Type or Print Signature Address		Telephone No.	Name - Type or Print Joe Coa Hamilton Signature Julia 1. /- Am, / fon Name - Type or Print
Dity	State	Zıp Code	Signature I Samulton
Attorney For Petition	ner:		1821 Vilent worth Rd 410 582-22; Address Telephone No Ba Ho WD 21234 City State Zip Code
Signature		7	Representative to be Contacted:
ompany			Ganto DiGatto / Difatta Builder
ddress		Telephone No	Address Telephone No
ity 3	State	Zip Code	City State Zip Code
Public Hearing having be day of guilations of Baltimore Count	en formally demande that ty and that the property	ed and/or found to be the subject matter of y be reposted	required, it is ordered by the Zoning Commissioner of Baltimore County, this petition be set for a public hearing, advertised, as required by the zoning Zoning Commissioner of Baltimore County
CASE NO. <u>02-</u>	2.P4-A	Rev	viewed By BR Date 1/7/02

Affidavit in Support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 1821 Wentworth Road Address
Baltimore Maryland 21234 2
chyltimore, Maryland State 21232p Cod
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrativ Variance at the above address (indicate hardship or practical difficulty):
My request for an Administrative Variance at 1821 Wentworth Road is due to medical hardship. In the past 3 years, I have had 4 heart attacks and a quadruple bi-pass. Going up stairs has become very difficult. My request for a variance would allow me to build a 10x18 foot room on the first floor off of the dinning room area so that I wouldn't have to climb the stairs.
That the Affiant(s) acknowledge(s) that if a formal demand is filed, Affiant(s) will be required to pay a reposting are advertising fee and may be required to provide additional information. Jeece Hamilton Signature TEECEE HAMILTON Name-Type or Print Name-Type or Print
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit: I HEREBY CERTIFY, this 3/4 day of ANUARY Defore me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared MARYLAND
the Affiant(s) herein, personally known or satisfactorily identified to me as such Affiant(s).
AS WITNESS my hand and Notarial Seal As Witness my hand and Notarial Seal Notary Public On A 3

My Commission Expires ____

Affidavit Support of Adminative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto

That the Affiant(s) does/do presently reside at	1821 Address	Wentworth Road	
	c Rylti	more, Maryland State	21234 Zip Code
That based upon personal knowledge, the follow Variance at the above address (indicate hardship	wing are to p or pract	the facts upon which I/we base ical difficulty):	
·	dminis ip. Ir ruple st for	strative Variance at the past 3 years, bi-pass. Going up so a variance would a floor off of the d	tairs has become llow me to build
That the Affiant(s) acknowledge(s) that if a for advertising fee and may be required to provide a Signature TEE CEE HAMILTON Name - Type or Print	rmal den dditional	nand is filed, Affiant(s) will be information. Signature Name - Type or Print	required to pay a reposting and
STATE OF MARYLAND, COUNTY OF BALTIM I HEREBY CERTIFY, this Sulf day of of Maryland, in and for the County aforesaid, per Miley Let ved the Affiant(s) herein, personally known or satisfa	rsonally a	ARY , <u>JCOJ</u> , before ppeared	e me, a Notary Public of the State
AS WITNESS my hand and Notarial Seal		Notary Public My Commission Expires 9	Hert 2-1-03



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at 1821 Wentworth Rd.

which is presently zoned D.R

			•
of the zoning regulations of this petition form	of Baltimore C	ounty, to the zo	ning law of Baltimore County, for the reasons indicated on the back
Property is to be posted a l, or we, agree to pay expen regulations and restrictions of			y the zoning regulations. ng, posting, etc. and further agree to and are to be bounded by the zoning suant to the zoning law for Baltimore County.
			I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/L	essee:		Legal Owner(s):
Name - Type or Print		·	Name - Type or Print
Signature			Signature Hamilton
Address		Telephone No	Name - Type or Print
City	State	Zip Code	Signature / Samulton
Attorney For Petitione	<u>r:</u>		Address Telephone No
Name - Type or Print			City State Zip Code
Signature			Representative to be Contacted:
Company			- Ganto Digatto / Difatta Buildere Name
Address		Telephone No	Address Telephone No
Dity	State	Zip Code	State Zip Code
A Public Hearing having been his day of egulations of Baltimore County a	formally demand tha nd that the proper	ded and/or found to at the subject matte ty be reposted	to be required, it is ordered by the Zoning Commissioner of Baltimore County, er of this petition be set for a public hearing, advertised, as required by the zoning
TASE NO A " = "	DUG 1		Zoning Commissioner of Baltimore County
CASE NO. <u>02-2</u> REV 10/25/01	17 /7		Reviewed By Bh Date 1/7/02
NL V 10/23/01			Estimated Posting Date //シー/ 62
			•

This Petition shall be filed with the Department of Permits and Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

Yard setback of 10 ft. in lieu of the required 20 ft.

ZONING DESCRIPTION FOR #1821 WENTWORTH ROAD

BEGINNING at a point on the east side of Wentworth Road which is 50 feet wide at the distance of 46 feet south of the centerline of Forrest Road which is 50 feet wide. Being Lot # 15, Block "D" in the subdivision of "Harford Park" as recorded in Baltimore County Plat Book # 19, Folio # 44, containing 0.121 acres+/-. Also known as #1821 Wentworth Road and located in the 9th. Election District, 6th. Councilmanic District.

J. Tilghman Downey, Jr.

Site Rite Surveying, Inc. 200 E. Joppa Road Suite 101 Toweon, MD 21286 (410)828-9060

BALTIMORE COUNTY, MARYLAND OFFICE OF BUDGET & FINANCE MISCELLANEOUS RECEIPT	No. 08815	PAYENT ACTUAL TIME
DATE 1/7/01 ACCOUNT	PUD1-006-615 0	L/07/2002 L/07/2002 LL-27:35 REG VEUS CASHLER MEH KWA GRAGEK - W DELFE N 058608 0FLH
AMOUNT \$	50.00	best 5 523 Zohing Verification cr vi. 006835
	Eatla Builders Inc.	Recent Tot 50.00 50.00 CK .M CA Boltimore County, Wareland
FOR: Almantenting	Variance	
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - CUS	TOMER Tton # 204	CASHIER'S VALIDATION



12814 PM

	RE: Case No.: <u>02 - 284 - A</u>
	Petitioner/Developer: TEECEE +
	Julia HamiLTON
	Date of Hearing/Closing: 2/4/2
Baltimore County Department of Permits and Development Management County Office Building, Room 111 111 West Chesapeake Avenue Towson, MD 21204	
Attention: Ms. Gwendolyn Stephens	
Ladies and Gentlemen:	
•	of perjury that the necessary sign(s) required by law y located at
The sign(s) was nexted as	1/20/2
The sign(s) were posted on	(Month, Day, Year)
	Sincerely,
The state of the s	1/20/2
	(Signature of Sign Poster and Date)
· 1 · 1 · 1 · 1 · 1 · 1 · 1 · 1 · 1 · 1	SSG ROBERT BLACK
是我们的一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个	(Printed Name)
The second control of	1508 Leslie Rd
	(Address)
	Dundalk, Maryland 21222
。 3 1 18 3 6 6 6 6 7 7 7 8 7 7 7 8 7 7 7 7 7 7 7 7	(Cita Ctata 7:- C-3-1
	(City, State, Zip Code) (410) 282-7940

DEPARTMEN OF PERMITS AND DEVELOPMENT MANAGEMENT

ZONING REVIEW

ADVERTISING REQUIREMENTS AND PROCEDURES FOR ZONING HEARINGS

The <u>Baltimore County Zoning Regulations</u> (BCZR) require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property (responsibility of the petitioner) and placement of a notice in a newspaper of general circulation in the County, both at least fifteen (15) days before the hearing.

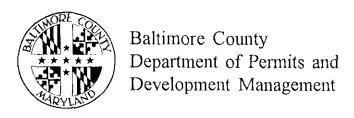
Zoning Review will ensure that the legal requirements for advertising are satisfied However, the petitioner is responsible for the costs associated with these requirements. The newspaper will bill the person listed below for the advertising. This advertising is due upon receipt and should be remitted directly to the newspaper.

OPINIONS MAY NOT BE ISSUED UNTIL ALL ADVERTISING COSTS ARE PAID.

item Number o	or Case Number:	02-284-1	9
Petitioner	Tre (ee	Hamilton	
Address or Lo	cation	Wentworth	Rd
PLEASE FOR	WARD ADVERTISIN	G BILL TO:	
Name	WARD ADVERTISIN Tre (e e Ha 1821 Wentu	m, Hon	

ADMINISTRATIVE VARIANCE INFORMATION SHEET AND DATES

Case N	umber 02-	2211	-Δ	Address	1821	Wentworth	R D
2000 (1		287	\mathcal{O}	. / ·	10	00 24 7 50 87 7 4	- α .
Contact	t Person: _	Planner,	Please Print You	r Name		Phone Number:	410-887-3391
Filing C	Date:/	/7/02	Pos	ting Date: _	1/20/02	Phone Number: Closing Da	te: 02 /54/02
Any co	ntact made	with this off person (plan	ice regardin	ng the status	of the adi	ministrative varia	nce should be
r r is p	everse side eposting mi s again resi	of this form) ust be done o ponsible for a	and the pe nly by one c Ill associate	titioner is res of the sign po d costs. The	sponsible fo sters on the sconing no	sters on the appro r all printing/post e approved list an tice sign must be remain there thro	ng costs. Any d the petitioner
ä	a ioimai rec	luest for a p	ublic nearin	α. Please ι	understand	or owner within 1 that even if ther closing date.	,000 feet to file e is no formal
c C (1	commissione order that tl tvpicallv witl	er. He may: ne matter be hin 7 to 10 da	(a) grant the set in for live of the cla	ne requested a public hea nsing date) a	relief; (b) or aring. You as to whether	by the zoning or deny the requesto will receive write or the petition has you by First Clas	ed relief; or (c) ten notification
) 0 p	whether du commissione changed givi	e to a neign er), notificatio ing notice of t	por's forma n will be fo he hearing o	I request or prwarded to date time an	by order or you. The	that must go to a of the zoning or sign on the pro As when the sign tered sign must b	deputy zoning perty must be
			(Deta	ach Along Dotted Li	ne)		
Petitioner: This Part of the Form is for the Sign Poster Only							
USE THE ADMINISTRATIVE VARIANCE SIGN FORMAT							
Case N	umber 02-	284 -	. Addı	ress 1821	Went	worth Ro	1.
Petition	er's Name _	月 Tee C	ee a Julia	4 Hamilt	on To	elephone 410.	\$2-2212
Posting	Date:	01/20/0	<u> </u>	Clo	sing Date:	02/04/0.	1_
Posting Date: 01/20/02 Closing Date: 02/04/02 Wording for Sign: To Permit a rear yard setbade of 10 ft. in lieu of the required of ft.							



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204 pdmlandacq@co.ba.md.us

January 31, 2002

Julia & Tee Cee Hamilton 1821 Wentworth Road Baltimore MD 21234

Dear Mr. & Mrs. Hamilton:

RE: Case Number: 02-284-A, 1821 Wentworth Road

The above referenced petition was accepted for processing by the Bureau of Zoning Review, Department of Permits and Development Management (PDM) on .

The Zoning Advisory Committee (ZAC), which consists of representatives from several approval agencies, has reviewed the plans that were submitted with your petition. As of this date, we have not received any comments from any of these agencies. You may verify any possible comments by contacting the agency directly at the numbers listed below:

Development Plans Review (Traffic)	410-887-3751
Fire Department	410-887-4880
State Highway Administration	410-545-5600
Office of Planning & Community Conservation	410-887-3480
Department of Environmental Protection	
and Resource Management (DEPRM)	410-887-5859
Recreation and Parks	410-887-3824
Maryland Office of Planning - Chesapeake	
Bay Critical Area (CBCA)	410 - 767-4489
Department of Natural Resources - Floodplain	410-631-3914

If you need further information or have any questions, please do not hesitate to contact Zoning Review at 410-887-3391.

Very truly yours,

W. Carl Ru

W. Carl Richards, Jr. Supervisor, Zoning Review

WCR: gdz

Enclosures

C: Santo DiFatto, DiFatto Builders, 8829 Avondale Road, Baltimore 21234 People's Counsel

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

DATE: February 28, 2002

Department of Permits & Development

Management

FROM:

Robert W. Bowling, Supervisor Bureau of Development Plans Review

SUBJECT:

Zoning Advisory Committee Meeting

for February 4, 2002

Item Nos. 263, 264, 265, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 278, 279, 280, 281, 282, 283, 284, 285, 286,

287, 288, 290 and 292

The Bureau of Development Plans Review has reviewed the subject zoning items, and we have no comments.

RWB:HJO:cab

cc: File

ZAC-2-4-2002-NO COMMENT-02282002.doc





Office of the Fire Marshal 700 East Joppa Road Towson, Maryland 21286-5500 410-887-4880

January 31, 2002

Department of Permits and
Development Management (PDM)
County Office Building, Room 111
Mail Stop #1105
111 West Chesapeake Avenue
Towson, Maryland 21204

12:

ATTENTION: George Zahner

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF January 28, 2002

Item No.: See Below

Dear Ms. Stephens:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:

263, 267, 268, 270, 271, 273, 274, 275, 276, 278, 279, 280, 282, 283, 284, 287, 289, 290,

REVIEWER: LIEUTENANT JIM MEZICK, Fire Marshal's Office

PHONE 887-4881, MS-1102F

cc: File

BALTIMORE COUNTY, MARYLAND DEPARTMENT OF ENVIRONMENTAL PROTECTION & RESOURCE MANAGEMENT

TO:

Arnold Jablon

FROM:

Todd Taylor

DATE:

March 1, 2002

Zoning Advisory Committee Meeting of January 28, 2002

SUBJECT: NO COMMENTS for the FOLLOWING ZONING ITEMS:

263 - 265, 268, 271, 272, 275 - 277, 279 - 281, 283, 284, 286, 287, 290 - 292

Agricultural Preservation is still reviewing Zoning Items: 270, 273, 278, and 288.

Granted AV 2/4/02 1/26

DATE: January 29, 2002

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Department of Permits and Development Management

FROM:

Arnold F. 'Pat' Keller, III

Director, Office of Planning

SUBJECT:

Zoning Advisory Petition(s): Case(s) 02-283 & 02-284

please contact Mark A. Cunningham in the Office of Planning at 410-887-3480.

The Office of Planning has reviewed the above referenced case(s) and has no comments to offer. For further questions or additional information concerning the matters stated herein,

Prepared by:

Section Chief:

AFK/JL:MAC



Maryland Department of Transportation State Highway Administration

Parris N. Glendening Governor

John D. Porcari Secretary

Parker F. Williams Administrator

Date:

1.29.02

Mr. George Zahner Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

Baltimore County

Item No. 2.84

Dear. Mr. Zahner:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Should you have any questions regarding this matter, please contact Larry Gredlein at 410-545-5606 or by E-mail at (lgredlein@sha.state.md.us).

Very truly yours,

T. J. Soll A Kenneth A. McDonald Jr., Chief Engineering Access Permits Division

JAMES W. OSHIDA, M JERALD INSEL, M. D. JOYCE A. ZENO, M.D. JOHN F. MARRA, M.D.

(410) 464-5616 fax (410) 532-4606

Practice Limited to Cardiovascular Medicine

Russell Morgan Building, Suite 206 5601 Loch Raven Boulevard Baltimore, Maryland 21239

January 4, 2002

To whom it may concern:

Rx: Jee lee Hamilton B/O 02/13/36 SS # 21730 9074

Mr. Hamilton has been under my Care for the past 2 years for follow up of very severe and Complex Cardinic problems. The severity of which make ambulation Eftremely difficult for him. It would be helpful if it would not be recessary for him to Climb steps at home and what Ever adjustments were recessary be rade for his living accommodations all be on our floor. Thanks.



MedStar Health

MedStar Physician Partners

Metropolitan Medical Associates Russell H. Morgan Building Suite 206 5601 Loch Raven Boulevard Baltimore, MD 21239

Jerald Insel, MD Board Certified Cardiology and Interventional Cardiology phone: 410 464 5616 fax: 410 532 4606 answering service: 410 879 4147 To whom it may concern,

This letter is to inform you that Tee Cee Hamilton of 1821 Wentworth Road, Baltimore, Maryland 21234 spoke with me on January 2, 2002 about the 10x18 foot addition to be added onto the back of his home. I have informed Mr. Hamilton that I have no objection to this addition.

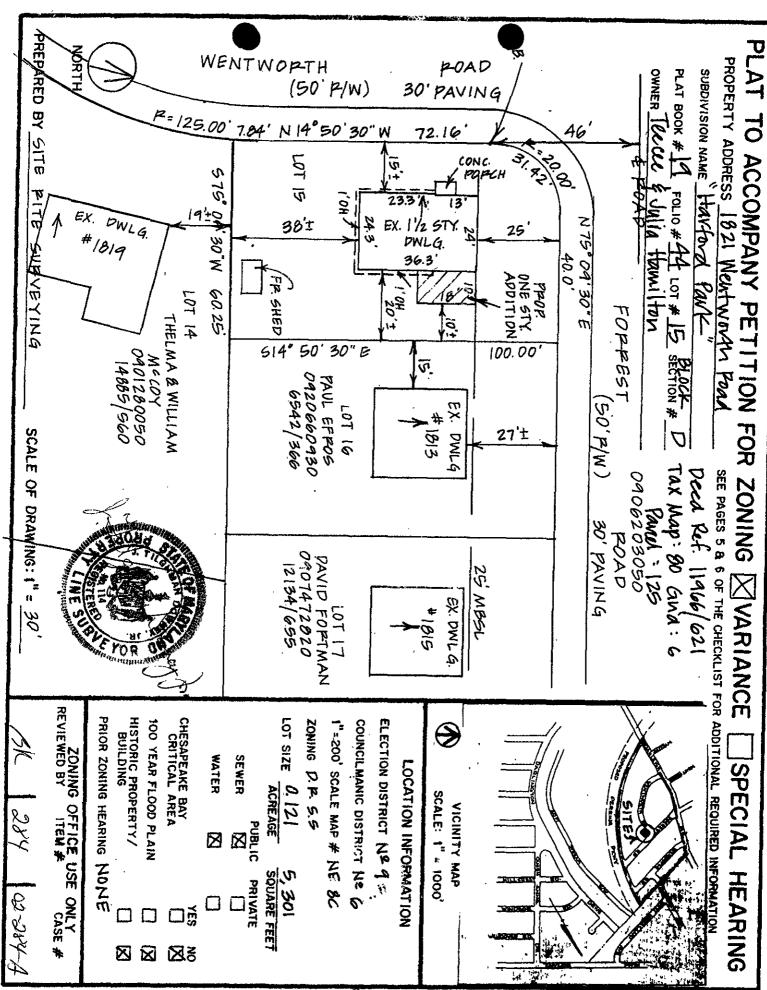
Name: AUL L. EFROS

Address: 1813 Forcest Rd.

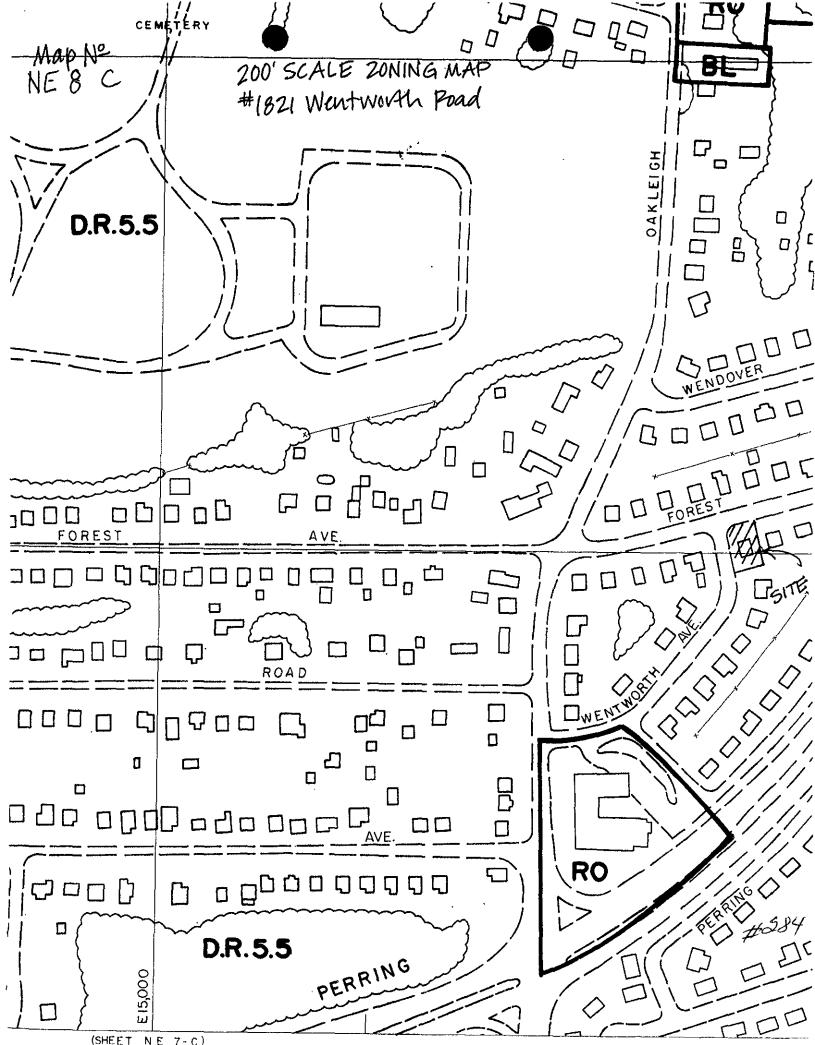
Balt. Mel. 2/234

Date: 1/4/02

faul fifeer



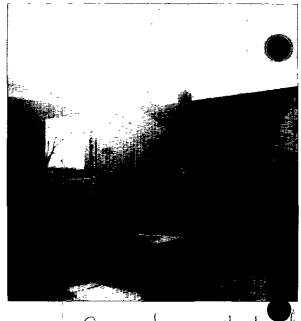
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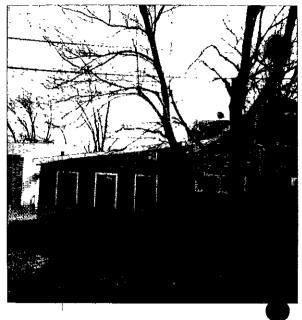


House Across Street of 1821 wentworth with burttonaddution

back of 1821 wentworth



wearfrom hour behind



Built on addition Net To door to my hour



Built on addition Orchoss Street Crommy house



View of house behind



Front 1821 Wentworth